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Pese type a plus sign (+) inside this box PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** RANSMITTAL 09/938,947 FORM Filing Date August 24, 2001 (to be used for all correspondence after initial filing) First Named Inventor Timothy M. Woudenberg **Group Art Unit** 1741 **Examiner Name** Unassigned Total Number of Pages in This Submission **Attorney Docket Number** 5010-001 ENCLOSURES (check all that apply) Appeal Communication to Board Fee Transmittal Form Drawing(s) of Appeals and Interferences Appeal Communication to Group Fee Attached Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Proprietary Information Amendment / Reply Petition Petition For Extension of Time Status Letter After Final Petition to Convert to a Affidavits/declaration(s) Acknowledgement Postcard Provisional Application Power of Attorney, Revocation Change of Correspondence Other Enclosure(s) (please Extension of Time Request identify below): Address **Express Abandonment Request** Form PTO-1449 (1 sheet) and Terminal Disclaimer copy of 1 cited reference Information Disclosure Request for Refund Statement Certified Copy of Priority CD, Number of CD(s) Customer No. 35411 Document(s) After Allowance Response to Missing Parts/ Incomplete Application Communication to Group Response to Missing Remarks Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Leonard D. Bowersox Individual name Signature Date August 15, 2003 CERTIFICATE OF MAILING Date: August 15, 2003 Label No. EV 348584349 US I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to Mail Stop DD, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, by "Express Mail Post Office to Addressee" service. Type or printed name Sandra Stocklinski atocklinski Date August 15, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which his to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S.> Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND TO: Commissioner for Patents, Washington, D.C. 20231. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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Stocklinski

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

09/938,947

Confirmation No.:

Applicant

WOUDENBERG et al.

Filed

August 24, 2001

TC/A.U.

1741

Examiner

Unassigned

Attorney Docket No. :

5010-001

Customer No.:

35411

Mail Stop DD Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

The attention of the Patent and Trademark Office is hereby directed to the document listed on the attached Form PTO-1449. A copy of the document is attached.

This Information Disclosure Statement is being submitted after expiration of the threemonth period following filing of the above-captioned application, but before issuance of a First Office Action on the merits.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the document cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

Information Disclosure Statement

U.S. Patent Application No. 09/938,947

This submission does not represent that a search has been made or that no better art exists

and does not constitute an admission that the listed document is material or constitutes "prior art." If

the Examiner applies the document as prior art against any claim in this application and applicants

determine that the cited document does not constitute "prior art" under United States law, applicants

reserve the right to present to the office the relevant facts and law regarding the appropriate status of

such document.

Applicants further reserve the right to take appropriate action to establish the patentability of

the disclosed invention over the listed document, should the document be applied against the claims

of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it

is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any

fee associated with this statement to our Deposit Account No. 50-0925 and please consider this a

petition.

Respectfully submitted,

eonard D. Bowersox

Reg. No. 33,226

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Fairfax, Virginia 22030

Tel: (703) 385-9688 Fax: (703) 385-9719

Enclosures: Form PTO-1449 (1 page) and 1 cited document

PTO/SB/08a (05-03)
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Stocklinski Name: Sandra Stocklinski Signature